

**Companion Agreement Concerning Access to and Any Work on Tax Lot 36165.9016 by  
Kaiser Aluminum Investment Company**

This *Companion Agreement Concerning Access to and Any Work on Tax Lot 36165.9016 by Kaiser Aluminum Investment Company* is made as of April 30, 2020 between the United States Environmental Protection Agency (“US EPA”); Spokane Recycling Company, LLC and Paramjit Hothi (collectively, “Spokane Recycling”); and Kaiser Aluminum Investment Company (“KAIC”). Each of US EPA, Spokane Recycling, and KAIC may be referred to as a “Party” and, collectively, they may be referred to as the “Parties.”

A. The Parties are in discussions concerning the resolution of alleged responsibility for environmental conditions at two properties in Spokane, Washington, one owned and operated by Spokane Recycling to which the Parties have referred using the Spokane County tax authority’s designation of “Tax Lot 36165.9016” and one owned and operated by KAIC to which the Parties have referred using the Spokane County tax authority’s designation of “Tax Lot 36096.9063.”

B. The Parties’ discussions currently contemplate that KAIC may evaluate and potentially ultimately perform certain work on Tax Lot 36165.9016 owned and operated by Spokane Recycling. KAIC denies any responsibility for this work and that it has any responsibility, in any way, for Tax Lot 36165.9016.

C. In order to facilitate their discussions and potential resolution of alleged responsibility for environmental conditions at Tax Lot 36165.9016 and Tax Lot 36096.9063, Spokane Recycling has granted US EPA and KAIC access to Tax Lot 36165.9016 via a Consent for Access to Property dated April 20, 2020 (the “Access Agreement”) for KAIC to evaluate potential work on Tax Lot 36165.9016 as part of a resolution of alleged responsibility for work on Tax Lot 36096.9063.

D. Further to facilitate their discussions and potential resolution of alleged responsibility for environmental conditions at Tax Lot 36165.9016 and Tax Lot 36096.9063, the Parties have agreed, for themselves and their successors and assigns, that none of KAIC’s discussions with US EPA or Spokane Recycling concerning Tax Lot 36165.9016, exercise of access via the Access Agreement or otherwise, evaluation of work on Tax Lot 36165.9016, or the performance of any work on Tax Lot 36165.9016 will constitute, in any way, ownership or operation of Tax Lot 36165.9016, arranging for disposal or treatment of any hazardous substances on or in connection with Tax Lot 36165.9016, transporting any hazardous substances on or in connection with Tax Lot 36165.9016, or any other activity which could give rise to any liability or responsibility under the Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. §9601 *et seq.*, as now in effect or later amended; the Resource Conservation and Recovery Act, 42 U.S.C. §6901 *et seq.*, as now in effect or later amended; or any similar state or federal laws, including the Washington State Model Toxics Control Act, RCW 70.105D, concerning Tax Lot 36165.9016 or any hazardous substances located on it, and US EPA and Spokane Recycling, for themselves and their successors and assigns, waive and covenant not to assert any contrary argument concerning KAIC and its officers, employees, authorized representatives, contractors, and persons acting at its request concerning Tax Lot 36165.9016 with respect to the above-described activities.

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date first set forth above.

**United States Environmental Protection Agency**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Its: \_\_\_\_\_

**Spokane Recycling Company, LLC and  
Paramjit Hothi**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Its: \_\_\_\_\_

**Kaiser Aluminum Investment Company**

By: \_\_\_\_\_  
Name: \_\_\_\_\_  
Its: \_\_\_\_\_